

GOVERNMENT OF TALANGANA
ABSTRACT

Forest Conservation Act – Diversion of 258.028 Ha of Forest Land in Reserve Forest of Karimnagar East Division for laying of pipeline / Construction of (8) Tanks / G. Canals and Distributaries under kaleshwaram LIS, in favour of Superintending Engineer, SYPC I&CAD Department, Mancherial – **Final (stage-II)** approval - Accorded – Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 5

Dated: 17-01-2018

Read the following:

1. From the PCCF (HoFF), A.P., Hyd., Lr.No.47635/2009/F1, Dt.12.06.2012.
2. Govt. Letter No.4286/For.I (1)/2012, EFS&T (For.I) Dept. Dated:11-12-2012.
3. From GoI, MoEF&CC, New Delhi, F.No.8-100/2012-FC, Dt.21.01.2014.
4. From PCCF (HoFF), TS, Hyd., Lr.Rc.No.47653/2009/FCA-1/TS, Dated:17.04.2017.
5. Govt. Letter No.4286/For.I (1)/2012, EFS&T (For.I) Dept., Dated:20-04-2017.
6. From GoI, MoEF&CC, New Delhi, F.No.8-100/2012-FC, dt.27.12.2017.

O R D E R

In the letter 1st read above, the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad has submitted a proposal for diversion of 258.028 Ha of Forest Land in Reserve Forest of Karimnagar East Division for laying of pipeline / Construction of (8) Tanks / G. Canals and Distributaries under kaleshwaram LIS, in favour of Superintending Engineer, SYPC I&CAD Department, Mancherial.

2. In the letter 2nd read above, the proposal in para-1 above was forwarded to Government of India, Ministry of Environment, Forests & Climate Change, New Delhi for granting approval under section -2 of the Forest (C) Act, 1980.

3. In their letter 3rd read above, the Ministry of Environment, Forests & Climate Change, GoI, New Delhi have granted in-principle (Stage-I) approval for the above proposal, subject to fulfillment of the conditions stipulated thereof.

4. In the letter 5th read above, the Government of Telangana have sent the report of compliance on the conditions stipulated by GoI, as submitted by the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad in his letter 4th read above, to the Ministry of Environment, Forests & Climate Change, New Delhi for according necessary approval.

5. In the letter 6th read above, Central Government have granted final approval for the proposal in para 1 above, under Section- 2 of the Forest (C) Act, 1980, subject to fulfillment of the conditions stipulated therein.

6. Accordingly, Government hereby accord **final (Stage-II)** approval for diversion of 258.028 Ha of Forest Land in Reserve Forest of Karimnagar East Division for laying of pipeline / Construction of (8) Tanks / G. Canals and Distributaries under kaleshwaram LIS, in favour of Superintending Engineer, SYPC I&CAD Department, Mancherial under section-2 of the Forest Conservation Act, 1980, subject to fulfillment of the following conditions:-

- i) Legal status of the diverted forest land shall remain unchanged;

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- ii) Compensatory Afforestation (CA) over the non-forest land equal in extent to the forest land proposed to be diverted shall be raised, following site specific planting techniques with additional measures as per approved CA scheme, on the identified land within three years from the date of Stage-II Clearance and maintained thereafter by the State Forest Department from the funds already provided by the user agency;
- iii) The State government shall ensure that the penal compensatory afforestation of 62.00 ha. shall also be raised on the identified degraded forest land within three years from the date of Stage-II Clearance and maintained thereafter by the State Forest Department from the funds already provided by the user agency;
- iv) Non-Forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section – 4 or Protected Forest under Section – 29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the local Forest Act;
- v) The user agency shall pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India and transfer the same to the Ad-hoc CAMPA under intimation this Ministry;
- vi) The State Government shall ensure that the User Agency shall obtain the Environment Clearance as per the provisions of the Environment (Protection) Act, 1986;
- vii) The State Government shall ensure that the user agency shall undertake afforestation along periphery of the reservoir;
- viii) The State Government and User Agency shall ensure that the trees available between full reservoir level (FRL) and FRL – 4 meters are not felled;
- ix) The State Government shall ensure that the user agency provides free water for the forestry related projects;
- x) The State Government and the user agency shall ensure to undertake Rehabilitation and Resettlement (R&R) of the project affected families, if any, in a time bound and transparent manner;
- xi) The State Government shall ensure that the layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- xii) The State Government shall ensure that the user agency handover the forest land occupied by the overburden dump to the State Forest Department (SFD) immediately after construction of canal and provide funds for afforestation of overburden dumps by SFD;
- xiii) The State Government shall ensure that no labour camp is established on the forest land;
- xiv) The State Government shall ensure that the User Agency

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provides firewood preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;

- xv) The State Government shall ensure that the boundary of the forest land proposed to be diverted to demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, GPS co-ordinates, forward and back bearing and distance from pillar to pillar;
 - xvi) The State Government shall ensure that the forest land is not used for any purpose other than that specified in the proposal;
 - xvii) The State Government shall ensure that all other conditions stipulated in the Stage-I approval for which the User Agency has submitted undertakings are complied with;
 - xviii) Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;
 - xix) The User Agency shall submit annual report on compliance to conditions stipulated in this clearance and also to the conditions stipulated in the Stage-I approval for which the user agency submitted undertakings, to the State Government, concerned Regional Office and this Ministry by the end of March every year regularly; and
 - xx) The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations, Guidelines, NGT Order (S) and Hon'ble Court's Order (s) pertaining to this project for the time being in force, as applicable to the project;
7. The Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad shall take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

DR. RAJAT KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

Copy to:

The Assistant Inspector General of Forests,
Government of India, Ministry of Environment & Forests and Climate
Change (Forest Conservation Division),
Indira Paryavaran Bhawan, Aliganj, Jorbagh Road,
New Delhi 110 003.

The Addl. Prl. Chief Conservator of Forests, (Central), Govt. of India,
Ministry of Environment & Forests, Regional office, Panagal
Building, 8th floor, Saidapet, Chennai -600 015.

The Superintending Engineer,
SYPC I&CAD Department, Mancheria.
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//FORWARDED:: BY ORDER//

SECTION OFFICER